

LSA 15-34	Omnibus rate reduction rule	
Subject Matter	<p>Amends 405 IAC 1-4.2-4 to extend through June 30, 2017, the three percent rate reduction for covered home health agency (HHA) services that is currently set to expire on June 30, 2015, and clarify the time limits for submission of requested documentation. Amends 405 IAC 1-8-3 to extend through June 30, 2017, the three percent rate reduction for covered outpatient hospital services that is currently set to expire on June 30, 2015. Amends 405 IAC 1-10.5-6 to extend through June 30, 2017, the three percent rate reduction for covered inpatient hospital services that is currently set to expire on June 30, 2015. Amends 405 IAC 1-11.5-2 to update the list of procedure codes exempt from the physician global surgery policy. Amends 405 IAC 1-12-21 to modify the Medicaid reimbursement rule for covered services provided by privately (nonstate) owned intermediate care facilities for the mentally retarded (ICFs/MR) licensed as a comprehensive rehabilitative management needs facility (CRMNF). Amends 405 IAC 1-12-27 to extend through June 30, 2017, the one percent rate reduction for covered services provided by privately (nonstate) owned intermediate care facilities for the mentally retarded (ICFs/MR) and community residential facilities for the developmentally disabled (CRFs/DD) that is currently set to expire on June 30, 2015. Amends 405 IAC 1-14.6-2 to update and add definitions. Amends 405 IAC 1-14.6-5 to add a penalty for untimely filing of the Checklist of Management Representations. Amends 405 IAC 1-14.6-7 to amend the case mix indices, inflation adjustment, and effective dates. Amends 405 IAC 1-14.6-9 to modify effective dates, substitute the language "total quality score" for "report card score", and modify the newly defined total quality score. Amends 405 IAC 1-14.6-18 to update beginning and end dates for allowable costs. Amends 405 IAC 1-14.6-24 to extend until June 30, 2017, the nursing facility quality assessment fee enhanced reimbursements and change the quality assessment provisions and to conform with applicable statutory provisions and the federal waiver. Amends 405 IAC 1-14.6-26 to modify the rate reduction for reimbursed nursing facilities. Amends 405 IAC 1-19-2 to revise the time period providers are required to notify the office of a change in ownership. Amends 405 IAC 1-20-2 to change mandatory language to permissive. Amends 405 IAC 5-24-6 to extend through June 30, 2017, the Medicaid dispensing fee maximum of three dollars and ninety cents that is currently set to expire on June 30, 2015. Amends 405 IAC 5-24-13 to revise and clarify the criteria for determining when legend and nonlegend water products are to be included in the nursing facility per diem rate and when they are to be reimbursed through the pharmacy benefit. Adds 405 IAC 5-24-14 to add criteria for determining when skin protectants, sealants, moisturizers, and ointments are to be included in the nursing facility per diem rate and when they are to be reimbursed through the pharmacy benefit. Amends 405 IAC 5-31-4 to revise the criteria for determining when legend and nonlegend water products are included in the nursing facility per diem rate and add criteria for determining when skin protectants, sealants, moisturizers, and ointments are to be included in the nursing facility per diem rate. Effective 30 days after filing with the Publisher. Statutory authority: IC 12-15-1-10; IC 12-15-21-1; IC 12-15-21-2; IC 12-15-21-3.</p>	
Notices Related to Rule	Notice of Intent	<a href="http://www.in.gov/legislative/iac/20150128-IR-405150034NIA.xml.pdf">http://www.in.gov/legislative/iac/20150128-IR-405150034NIA.xml.pdf</a>
	One Year Extension	
	Proposed Rule	<a href="http://www.in.gov/legislative/iac/20150304-IR-405150034PRA.xml.pdf">http://www.in.gov/legislative/iac/20150304-IR-405150034PRA.xml.pdf</a>
	Economic Impact Statement	<a href="http://www.in.gov/legislative/iac/20150304-IR-405150034EIA.xml.pdf">http://www.in.gov/legislative/iac/20150304-IR-405150034EIA.xml.pdf</a>
	Notice of Public Hearing	<a href="http://www.in.gov/legislative/iac/20150304-IR-405150034PHA.xml.pdf">http://www.in.gov/legislative/iac/20150304-IR-405150034PHA.xml.pdf</a>
	Publisher's receipt	
	Final rule	
How comments may be made	<p><b>Joy Heim</b> Indiana Family and Social Services Administration <b>Office of Medicaid Policy and Planning</b> 402 West Washington Street Indiana Government Center South, Room #W374 Indianapolis, IN 46204 (317) 234-4753 <a href="mailto:joy.heim@fssa.in.gov">joy.heim@fssa.in.gov</a></p>	<p>Erik Scheub Office of Small Business and Entrepreneurship One North Capitol, Suite 600 Indianapolis, IN 46204  (317) 232-5679 <a href="mailto:ombudsman@osbe.in.gov">ombudsman@osbe.in.gov</a></p>
Time within which comments may be made	Comments on the proposed rule will be accepted up to the close of business on <b>March 26, 2015</b> .	
Where comments may be inspected	<p>Indiana Family and Social Services Administration <b>Office of Medicaid Policy and Planning</b> 402 West Washington Street Indiana Government Center South, Room #W374 Indianapolis, IN 46204</p>	
Requests for Public Hearing	Ind. Code 4-22-2-26 states that an agency shall conduct a public hearing on the proposed rule.	
Information about public hearing	The Office of the Secretary of Family and Social Services will hold a public hearing on the proposed rule on <b>March 26, 2015</b> at 9:00 a.m. in the Indiana Government Center South, Conference Room 5, 402 West Washington Street, Indianapolis, Indiana.	
Description of relevant scientific and technical findings	The technical findings related to the proposed rule are incorporated in the Fiscal Impact Statement, Cost-Benefit Analysis and the Small Business Economic Impact Statement. The estimated total fiscal impact is \$85.3 million in State Fiscal Year (SFY) 2016 and \$88.3 million in SFY 2017 (amounts represent total federal and state Medicaid program savings). These documents are available upon request or inspection in the Office of General Counsel of the Indiana Family and Social Services Administration at 402 West Washington Street, Rm #W451, Indianapolis, Indiana 46204.	
Timetable for Action	Notice of Intent published	2/4/2015
	One Year Extension published <sup>1</sup>	
	Proposed rule published	3/4/2015
	Notice of Public Hearing published	3/4/2015
	Public Hearing	3/26/2015
	Final Rule adopted	4/7/2015
	Submitted to Attorney General	4/8/2015
	Submitted to Governor Office*	5/23/2015
	Final rule filed with the Indiana Register*	6/7/2015
	Effective Date*	7/7/2015
*These dates are anticipated dates for the actions listed above. These dates may change during the rulemaking process and will be updated should any changes occur.		
<sup>1</sup> An agency has 1 year from the date of publication of the Notice of Intent to obtain the Governor's approval. If the 1-year deadline will not be met, the agency can submit a notice to the Indiana Register before the 250th day after the Notice of Intent is published notifying the publisher in writing of the expected date the rule will be approved.		